

From: [Holthaus, Katitza \(DOH\)](#)
To: ["j.silberman@ymail.com"](#)
Bcc: [Auldredge, Melanee A \(DOH\)](#); [Elwanger, Susan M \(DOH\)](#); [Spice, Christie L \(DOH\)](#)
Subject: RE: Public Records Request
Date: Friday, January 20, 2017 12:07:00 PM
Importance: High

Dear James Silberman:

We received your public records request on January 12, 2017. We understand your request to mean that you would like:

The report for Planned Parenthood in Everett (1509 32nd St.) for the month of September, 2016 that shows the "number and dates of induced abortions performed during the previous month, giving for each abortion the age of the patient, geographic location of patient's residence, patient's previous pregnancy history, the duration of the pregnancy, the method of abortion, any complications, such as perforations, infections, and incomplete evacuations, the name of the physician or physicians performing or participating in the abortion and such other relevant information as may be required by the secretary." We understand that you accept patient names and geographic locations omitted.

We cannot provide you the records in the format you requested because records that identify a single facility are prohibited. RCW 43.70.050(2) states that "data in any form where the patient or provider of health care can be identified" shall not be subject to disclosure under the Public Records Act. Additionally, providing the records only for Planned Parenthood of Everett would be a "targeted" request. In *Bloedow v. Planned Parenthood, et al (2015)*, the Washington State Appellate Court ruled that "because production of the records in response to the targeted requests would identify the health care provider, the records are exempt from disclosure under RCW 43.70.050(2)."

However, the Department can offer you aggregated data for 2015, available [here](#). 2016 data for Induced Abortion/Pregnancy is not available yet. We estimate that the report will be made available to the public in summer 2017.

Under RCW 42.56.520 you may appeal the decision to withhold information contained in the records via a request for review by the Department of Health's Public Records Officer. The request must be submitted in writing to either of the following:

Mailing Address:

Public Records Officer
Washington State Department of Health
P.O. Box 47890
Olympia, WA 98504-7890

Email Address:

PRRAppeals@DOH.WA.GOV

If you have any questions or need additional information, please me via email at katitza.holthaus@doh.wa.gov or phone at (360) 236-4310.

Sincerely,

Katitza Holthaus

Office Manager
Washington State Department of Health
Center for Health Statistics
PO Box 47814
Olympia, WA 98504
Phone: 360.236.4310

From: James Silberman [<mailto:j.silberman@ymail.com>]
Sent: Thursday, January 12, 2017 11:03 PM
To: Auldredge, Melanee A (DOH) <melanee.auldredge@doh.wa.gov>
Subject: Public Records Request

Hi Ms. Auldredge!

I would like to make a public record request. As WAC 246-490-100 states, abortion providers report monthly regarding the *"number and dates of induced abortions performed during the previous month, giving for each abortion the age of the patient, geographic location of patient's residence, patient's previous pregnancy history, the duration of the pregnancy, the method of abortion, any complications, such as perforations, infections, and incomplete evacuations, the name of the physician or physicians performing or participating in the abortion and such other relevant information as may be required by the secretary."*

I am looking to get a hold of the report from Planned Parenthood in Everett (1509 32nd st.) for the month of September, 2016, obviously with names and patient geographic locations redacted.

Thanks,

James